KEOKUK & HAMILTON BRIDGE COMPANY *v.* UNITED STATES.

APPEAL FROM THE COURT OF CLAIMS.

No. 58. Argued October 13, 1922.—Decided November 13, 1922.

1 The Court will not reëxamine the findings of fact made by the Court of Claims upon evidence. P. 126.

2. An unintentional injury to a bridge pier in the making of navigation improvements by the Government, *held* at most in the nature of a tort, and not a taking of property by the United States for which damages might be recovered on the theory of contract. P. 126.

55 Ct. Clms. 480, affirmed.

APPEAL from a judgment of the Court of Claims dismissing the petition in an action to recover the value of a pier, alleged to have been destroyed, and hence taken, by the act of the United States.

Mr. F. T. Hughes, for appellant, submitted.